

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SHAKLA JOSEPH,

Plaintiff,

v.

J. S. WOODFORD, et al.,

Defendants.

CASE NO. 1:05-CV-00184-AWI-SMS-P

ORDER FINDING SERVICE OF AMENDED
COMPLAINT APPROPRIATE AND
FORWARDING SERVICE DOCUMENTS TO
PLAINTIFF FOR COMPLETION AND
RETURN WITHIN THIRTY DAYS

(Doc. 14)

Plaintiff Shakla Joseph (“plaintiff”) is a state prisoner proceeding pro se and in forma pauperis in this civil action pursuant to 42 U.S.C. § 2000cc-1, the Religious Land Use and Institutionalized Persons Act of 2000 (RLUIPA). Plaintiff filed this action on February 9, 2005. The court screened plaintiff’s amended complaint pursuant to 28 U.S.C. § 1915A and found that it stated cognizable claims for relief under RLUIPA against defendants Daviega, Pursell, Hooker, Fulks, Anderson, Flore, and Adams.¹ Fed. R. Civ. P. 8(a); Swierkiewicz v. Sorema N. A., 534 U.S. 506, 512-15 (2002); Austin v. Terhune, 367 F.3d 1167, 1171 (9th Cir. 2004); Jackson v. Carey, 353 F.3d 750, 754 (9th Cir. 2003); Galbraith v. County of Santa Clara, 307 F.3d 1119, 1125-26 (9th Cir. 2002). Accordingly, it is HEREBY ORDERED that:

1. Service is appropriate for the following defendants:

¹ On September 18, 2006, defendants Schwarzenegger, Woodford, and Hickman, and the State of California and the California Department of Corrections and Rehabilitation to the extent plaintiff intended to name them as defendants, were dismissed, and plaintiff’s claims for declaratory relief and an injunction prohibiting enforcement of the grooming regulation were dismissed. (Doc. 17.)

C/O B. DAVIEGA

C/O R. PURSELL

LT. E. HOOKER

D. FULKS, ASSOCIATE WARDEN

STEVE ANDERSON

SGT. P. FLORE

DERRAL G. ADAMS, WARDEN

2. The Clerk of the Court shall send plaintiff seven (7) USM-285 forms, seven (7) summonses, a Notice of Submission of Documents form, an instruction sheet and a copy of the amended complaint filed December 7, 2005.

3. Within **thirty (30) days** from the date of this order, plaintiff shall complete the attached Notice of Submission of Documents and submit the completed Notice to the court with the following documents:

a. Completed summons;

b. One completed USM-285 form for each defendant listed above; and

c. Eight (8) copies of the endorsed amended complaint filed December 7, 2005.

4. Plaintiff need not attempt service on defendants and need not request waiver of service. Upon receipt of the above-described documents, the court will direct the United States Marshal to serve the above-named defendants pursuant to Federal Rule of Civil Procedure 4 without payment of costs.

5. The failure to comply with this order will result in a recommendation that this action be dismissed.

IT IS SO ORDERED.

Dated: September 20, 2006
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/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE